

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1729 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 4-33-2-3.5 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2001]: **Sec. 3.5. "Automated teller machine" means a piece of**
- 6 **unmanned electronic or mechanical equipment that performs**
- 7 **routine financial transactions for authorized individuals."**
- 8 Page 11, between lines 6 and 7, begin a new paragraph and insert:
- 9 "SECTION 8. IC 4-33-2-5.6 IS ADDED TO THE INDIANA CODE
- 10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 11 1, 2001]: **Sec. 5.6. "Cruise" means to depart from the dock while**
- 12 **gambling is conducted."**
- 13 Page 11, delete lines 36 through 40, begin a new paragraph and
- 14 insert:
- 15 "SECTION 13. IC 4-33-2-17 IS AMENDED TO READ AS
- 16 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 17. "Riverboat" means
- 17 **either of the following on which lawful gambling is authorized**
- 18 **under this article:**
- 19 (1) A self-propelled ~~excursion~~ boat located in a county
- 20 described in IC 4-33-1-1 that complies with IC 4-33-6-6.
- 21 (2) A permanently or continuously moored vessel located in a
- 22 county described in ~~IC 4-33-1-1~~ on which lawful gambling is
- 23 authorized and licensed under this article: IC 4-33-1-1 that
- 24 complies with IC 4-33-16.

SECTION 14. IC 4-33-4-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 10. **If a riverboat cruises**, the commission shall authorize the route of ~~a the~~ riverboat and the stops, if any, that the riverboat may make **while on a cruise**".

Page 12, line 10, reset in roman "operation".

Page 12, line 10, before "docking" insert "**or**".

Page 13, line 4, reset in roman "operates from".

Page 13, line 4, before "is" insert "**or**".

Page 13, line 7, reset in roman "operates from".

Page 13, line 7, before "is" insert "**or**".

Page 13, line 10, reset in roman "operates from".

Page 13, line 10, before "is" insert "**or**".

Page 13, line 16, reset in roman "operate upon".

Page 13, line 16, delete "are" and insert "**or dock**".

Page 13, line 17, delete "docked".

Page 13, line 20, reset in roman "operating from".

Page 13, line 20, before "docking" insert "**or**".

Page 14, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 19. IC 4-33-6-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 6. ~~(a)~~ **If a riverboat that operates in a county described in IC 4-33-1-1(1) or IC 4-33-1-1(2) cruises, the riverboat must:**

(1) have a valid certificate of inspection from the United States Coast Guard for the carrying of at least five hundred (500) passengers; and

(2) be at least one hundred fifty (150) feet in length.

~~(b) A riverboat that operates on Patoka Lake must:~~

~~(1) have the capacity to carry at least five hundred (500) passengers;~~

~~(2) be at least one hundred fifty (150) feet in length; and~~

~~(3) meet safety standards required by the commission.~~

~~(c) This subsection applies only to a riverboat that operates on the Ohio River. A riverboat must replicate, as nearly as possible, historic Indiana steamboat passenger vessels of the nineteenth century. However, steam propulsion or overnight lodging facilities are not required under this subsection."~~

Page 16, line 3, delete "conduct gambling games authorized under this article" and insert ":

(1) conduct gambling games authorized under this article while the riverboat is cruising or docked; and

(2) allow the continuous ingress and egress of passengers for purposes of gambling."

Page 16, delete lines 4 through 5.

Page 16, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 22. IC 4-33-9-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) Except as

provided in subsection (b), a riverboat ~~excursions~~ **cruise** may not exceed four (4) hours for a round trip.

(b) Subsection (a) does not apply to an extended cruise that is expressly approved by the commission.

SECTION 23. IC 4-33-9-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 14. (a) This section applies only to a riverboat that operates from a county that is contiguous to the Ohio River.

(b) A ~~gambling excursion~~ **cruise** is permitted only when the navigable waterway for which the riverboat is licensed is navigable, as determined by the commission in consultation with the United States Army Corps of Engineers."

Page 18, line 33, delete "IC 4-33-4-10;".

Page 18, line 33, delete "IC 4-33-6-6;".

Page 18, line 34, delete "IC 4-33-9-3; IC 4-33-9-14;".

Page 35, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 44. IC 4-33-9-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 15. (a) All tokens, chips, or electronic cards that are used to make wagers must be purchased from the owner of the riverboat:

(1) while on board the riverboat; or

(2) at an on-shore facility that:

(A) has been approved by the commission; and

(B) is located where the riverboat docks.

(b) The tokens, chips, or electronic cards may be purchased by means of an agreement under which the owner extends credit to the patron.

(c) The credit that the owner extends to the patron under subsection (b) may not be secured by:

(1) a mortgage (as defined in IC 26-1-9.1-102(a)(55)); or

(2) a certificate of title for a vehicle owned or held by the patron.

SECTION 45. IC 4-33-9-17 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 17. **Withdrawals from an automated teller machine located on a riverboat may not exceed two hundred dollars (\$200) per account per calendar day.**"

Page 42, line 13, delete "25%" and insert "22.5%".

Page 42, line 15, delete "30%" and insert "25%".

Page 42, line 17, delete "35%" and insert "27.5%".

Page 42, delete line 18.

Page 42, between lines 18 and 19, begin a new line double block indented and insert:

"At least \$100,000,000 but less than

\$125,000,000

30%

At least \$125,000,000

32.5%

- 1 **The tax rates set forth in this table apply to that portion of the**
- 2 **licensed owner's adjusted gross receipts corresponding to each rate**
- 3 **regardless of the licensed owner's total adjusted gross receipts."**
- 4 Renumber all SECTIONS consecutively.
 (Reference is to HB 1729 as printed January 22, 2001.)

Representative Bauer